

## **MINUTES OF THE STANDING COMMITTEE ON TRANSPORTATION**

**Tuesday, June 28, 2005**

**9:00 a.m.**

**Room 307 House Office Building, Lansing**

Representative LaJoy, Chair, called the meeting to order.

**MEMBERS PRESENT: Representatives LaJoy, David Law, Gosselin, Meyer, Casperson, Nitz, Moore, Pavlov, Pearce, Anderson, Byrnes, Murphy, Kathleen Law, Gleason, Leland. (15/17)**

**ABSENT/EXCUSED: Representatives Wenke, Hood III. (2/17)**

The Chair laid HB 4190 before the Committee.

HB 4190   Robertson                     Transportation; railroads; abolishment of certain grade crossings; allow if fewer than 1,000 vehicles a day use that crossing.

Representative Robertson spoke to the Committee regarding the provisions of HB 4190 and an H-2 substitute.

The following individuals spoke to the Committee regarding HB 4190:

Bob Chaprnka, representing the Michigan Railroads Association, in support  
Joe Fivas, representing the Michigan Municipal League, in opposition  
Ed Noyola, representing the County Road Association of Michigan (CRAM), in opposition  
Tonia Ritter, representing the Michigan Farm Bureau, in opposition  
Mark Burton, representing the Michigan Department of Transportation (MDOT), in support of HB 4190 (H-2)

David Bertram, representing the Michigan Townships Association, submitted a card indicating a neutral position on HB 4190 (H-2).

Chair LaJoy indicated that the Committee would continue to work on HB 4190 at a subsequent meeting of the Committee.

The Chair laid HB 4892 before the Committee.

HB 4892   Casperson                     Natural resources; wetlands; procedure for county road commission to opt out of the wetland mitigation process; provide for.

Representative Casperson spoke to the Committee regarding an amendment to HB 4892.

The following individuals spoke to the Committee regarding HB 4892:

Ed Noyola, representing CRAM, in support  
Dave Hamilton, representing the Michigan Department of Environmental Quality (MDEQ), in opposition

Cards for HB 4862 were submitted by:

Bill Zaagman, representing the Macomb County Road Association, in support  
Tom Hickson, representing the Michigan Association of Counties, in support  
Ben Stupka, representing the Michigan Environmental Council, in opposition

Chair LaJoy stated that the Committee would stand at ease, the time being 10:27 a.m.

The Chair reconvened the meeting at 10:30 a.m.

Representative Casperson spoke to the Committee regarding a statement submitted by the Michigan Environmental Council. Ben Stupka, representing the Michigan Environmental Council, responded to Representative Casperson's concerns.

Representative Casperson made a motion to amend HB 4892, supported by Representative Nitz, as follows:

1. Amend page 3, line 8, after "MEANS" by striking out the balance of the bill and inserting "PRESERVATION AS DEFINED UNDER SECTION 10C OF 1951 PA 51, MCL 247.660C."

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives LaJoy, Gosselin, Meyer, Casperson, Nitz, Moore, Pavlov, Pearce, Anderson, Byrnes, Murphy, Kathleen Law, Gleason, Leland. (14/17)

**Nays:** Representative David Law. (1/17)

**Pass:** None. (0/17) (14/1/0)

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Gosselin made a motion to report HB 4892 as amended with recommendation, supported by Representative Meyer.

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives LaJoy, Gosselin, Meyer, Casperson, Nitz, Moore, Pavlov, Pearce, Gleason. (9/17)

**Nays:** Representatives David Law, Anderson, Byrnes, Murphy, Kathleen Law. (5/17)

**Pass:** Representative Leland. (1/17) (9/5/1)

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A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Kathleen Law made a motion to excuse absent members, supported by Representative Gosselin. No objections being offered, absent members were excused.

There being no additional business before the Committee, Chair LaJoy declared the meeting adjourned, the time being 10:40 a.m.

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Representative Philip LaJoy, Chair

Catherine Petroskey, Committee Clerk  
(517) 373-8538